

**ARTICLE IV. EXPLORING FOR OR  
PRODUCING, REFINING, ETC.,  
PETROLEUM PRODUCTS AT HOUSTON  
INTERCONTINENTAL AIRPORT (IAH)\***

**DIVISION 1. GENERALLY**

**Sec. 9-201. Compliance with and application of article.**

No person shall explore for, drill for, mine, produce, store, refine or process oil, gas and other petroleum products from or on the following described lands, except as provided in this article:

Being a tract of land in Harris County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at the intersection of the easterly right-of-way line of Aldine-Westfield Road with the southerly right-of-way line of Greens Road;

THENCE easterly along the southerly right-of-way line of the said Greens Road to a point 100 feet east of the easterly line of the Malcolm McAuley Survey, A-577;

THENCE northerly along a line parallel with and 100 feet easterly from the easterly line of the Malcolm McAuley Survey, A-577, crossing Greens Road, to the northerly right-of-way line of the said Greens Road;

THENCE easterly along the northerly right-of-way line of Greens Road to the easterly line of the W.C.R.R. Survey, A-893;

THENCE N 0° 09' E along the easterly line of the W.C.R.R. Survey, A-893 and the most easterly line of the Jas. R. Johnston Survey, A-1084, a distance of 4,237.66 feet to a point;

THENCE S 89° 54' E a distance of 758.81 feet to a point;

\*Editor's note—Ord. No. 02-1184, § 1(Exh. A, adopted December 18, 2002, amended Art. IV in its entirety. Formerly, said article pertained to similar subject matter and derived from Code 1968, §§ 9-192—9-207.

Cross reference—Oil and gas wells generally, Ch. 31.

THENCE North, a distance of 50 feet to a point;

THENCE East, a distance of 1,337.12 feet to a point, said point being in the westerly right-of-way line of Lee Road;

THENCE northwesterly and northerly along the westerly right-of-way line of Lee Road, a distance of 2,685.2 feet to a point;

THENCE East, crossing Lee Road, along the northerly line of Still Meadows Addition, a distance of 2,500 feet to a point, said point being in the Austin R. Bodman Survey, A-140;

THENCE North, a distance of 1,200 feet to a point;

THENCE East, a distance of 2,700 feet to a point, said point being in the C. E. Barrett Subdivision located in the C. C. Shelby Survey, A-693;

THENCE North, a distance of 700 feet to a point;

THENCE East, a distance of 500 feet to a point;

THENCE North, a distance of 400 feet to a point;

THENCE West, a distance of 500 feet to a point;

THENCE North, a distance of 700 feet to a point;

THENCE West, a distance of 2,700 feet to a point, said point being in the Austin R. Bodman Survey, A-140;

THENCE North, a distance of 900 feet to a point;

THENCE West, a distance of 2,500 feet to the westerly right-of-way line of Lee Road;

THENCE northerly along the westerly right-of-way line of Lee Road a distance of 4,000 feet to a point;

THENCE East, crossing Lee Road, a distance of 600 feet to a point, said point being the A. R. Bodman Survey, A-140;

THENCE North, a distance of 400 feet to a point;

THENCE West, a distance of 600 feet to the westerly right-of-way line of Lee Road;

THENCE Northerly along the Westerly right-of-way line of Lee Road a distance of 644.44 feet to a point;

THENCE S 89° 47' 45" W, a distance of 1,066.42 feet to a point;

THENCE N 0° 52' 15" W, a distance of 111.78 feet to a point;

THENCE S 89° 12' 40" W, a distance of 1,496.56 feet to a point, said point being in the Chas. Huffman Survey, A-319;

THENCE N 0° 48' 45" W, a distance of 1,067.42 feet to a point;

THENCE West, a distance of 12,322.38 feet, to a point, said point being in the W.C.R.R. Survey, A-927;

THENCE S 0° 17' 52" E, a distance of 725.0 feet to a point;

THENCE S 45° 00' W, a distance of 565.7 feet to a point;

THENCE West, a distance of 4,032.50 feet to the easterly right-of-way line of Aldine-Westfield Road;

THENCE southeasterly along the easterly right-of-way line of Aldine-Westfield Road, a distance of 155.6 feet to a point;

THENCE East, a distance of 1,200 feet to a point, said point being in the J. E. Quinn Survey, A-1423;

THENCE S 0° 11' 35" W, a distance of 2,275.32 feet to a point;

THENCE S 28° 00' E, a distance of 4,221.43 feet to a point, said point also being in the westerly line of the N. W. Travis Survey, A-769;

THENCE S 1° 15' W, along the westerly line of the N. W. Travis Survey, A-769, a distance of 4,792.53 feet to a point; the S. W. corner of said N. W. Travis Survey;

THENCE N 89° 40' W along the northerly line of the Malcolm McAuley Survey, A-577, to the easterly right-of-way line of Aldine-Westfield Road, a distance of 1,544.80 feet;

THENCE southeasterly along a curve to the left on the easterly right-of-way of Aldine-Westfield Road, said curve having a central angle of 11° 54' and a radius of 1,392.41', a distance of 289.31 feet to a point;

THENCE southeasterly along the easterly right-of-way line of Aldine-Westfield Road, a distance of 206.10 feet to a point;

THENCE S 89° 46' E, a distance of 1,333 feet to a point, said point also being the northeasterly corner of Lot 126 Waverly Farms Subdivision; THENCE S 0° 04' 40" E, along the easterly lines of Lots 126, 127, 128, 129 and 130 Waverly Farms Subdivision, a distance of 937.30 feet to a point;

THENCE S 89° 35' E, a distance of 2,642.6 feet to a point, said point also being in the westerly line of the T. S. Roberts Survey, A-660;

THENCE S 0° 07' E, along the westerly line of the T. S. Roberts Survey, A-660, a distance of 3,896.23 feet to the northerly right-of-way line of Greens Road;

THENCE westerly along the northerly right-of-way line of Greens Road to the easterly right-of-way line of Aldine-Westfield Road;

THENCE southeasterly and southerly along the easterly right-of-way of Aldine-Westfield Road to its intersection with the southerly right-of-way line of Greens Road and the place of beginning.

The lands included within the above described area have been and are being acquired by the city for the purpose of constructing and developing thereon the IAH. Each and all activities prohibited thereby are declared to be unlawful and hazardous to aviation and airport operations and activities over, on, above and across the above described area, and are dangerous to the health, safety and welfare of the public.

The provisions of this article shall not apply to constructions within such area by the city.  
(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-202. Drilling operations, processing plants, etc., near runways or structures; plat of runways and structures.**

No drilling operations, structures, refineries, processing plants, machinery or storage tanks or facilities shall be located or carried on within 2,000 feet of any runway or other structure lo-

cated or placed on the property described in this article, nor within 2,000 feet of the proposed location of any such runway or other structure on such property as shown on the plat attached to the original copy of Ordinance No. 62-1371, as Exhibit "A" reference to which is here made for the purpose of showing such existing and proposed runways and structures or any authorized amendment to said plat. Such plat may be amended from time to time showing additional existing or proposed runways and structures or changes in locations thereof by authorization of the city council upon request of the director. Any amended plat as authorized by the city council shall be filed in its minutes and attached to Ordinance No. 62-1371 as amended, Exhibit A.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-203. Height limit for structures.**

No structure for which a permit is issued under the provisions of this article shall be of a height above the existing ground level in excess of 30 feet.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-204. Authorization of city lessees to construct structures or store petroleum products contrary to article.**

Nothing in this article shall prevent the city from authorizing lessees from the city of property included within the area governed by this article to construct structures or store petroleum products contrary to the provisions of this article, so long as any such authorized structure or storage facility does not and will not interfere with or create a hazard to the health, safety and welfare of the public or to aviation operations and activities on, over, above and across such property.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-205. Application of oil and gas ordinance.**

All the provisions of chapter 31 of this Code and all amendments thereto, to the extent that such provisions are not in conflict with this arti-

cle, shall apply to and govern all operations and activities authorized by a permit issued under this article.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Secs. 9-206—9-220. Reserved.**

**DIVISION 2. PERMIT**

**Sec. 9-221. Required.**

No person shall explore for, drill for, mine, produce, store, refine or process oil, gas and other petroleum products from the lands described in section 9-261 of this Code or any part thereof without obtaining a permit so to do in accord with this division.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-222. Application generally.**

Any person desiring a permit required by this division shall make written application therefor to the director upon forms furnished by the director and provide all information and other matters requested therein.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-223. Applications to be approved by director and Federal Aviation Administration.**

All applications for permits under this division shall be approved by the director before issuance. The director shall consult with and receive the approval of the FAA on all such applications before issuing the permit. If the FAA refuses to approve such application or requires certain conditions to be complied with before it will approve such application, such application shall be denied until such requirements and conditions have been complied with and such application has been approved by the FAA. Upon FAA approval of the application, the director shall issue the permit unless he finds that the proposed activity will not be conducted in compliance with chapter 31 of this Code, or that such activity would interfere with or pose a potential hazard to, the health,

safety and welfare of the public or to aircraft activities on, over, above or across the property described in section 9-261 of this Code.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-224. Fees.**

The fees for obtaining permits under the provisions of this division shall be the same as those set forth for obtaining a permit under the provisions of chapter 31 of this Code, and all amendments thereto.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Sec. 9-225. Issuance; hazard zoning.**

(a) Permits required by this division shall be issued by the director upon compliance by the applicant with all provisions of this article. No permit shall be issued by the director to carry on any operations or construct or locate any structures contrary to the provisions of section 9-262 of this Code.

(b) The provisions of this article shall not be construed to modify, repeal or supersede any applicable provision of \*Ordinance 63-2026 adopted December 20, 1963, as amended, relating to zoning for the airport hazard area at IAH. To the extent that any proposed kind use or improvement is governed by both this article, and such ordinance, then permits shall be required under both.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

\*Ord. No. 02-1184 cited Ordinance No. 63-206, wherein it should have cited as listed above.

**Sec. 9-226. Appeals.**

If the director refuses to approve an application for a permit under this division and refuses to issue such permit, even though the same has been approved by the FAA, the director shall submit in writing the grounds of such refusal to the applicant and a copy thereof shall be furnished to the city council. If the applicant so desires, he may, within ten days after receipt of such written refusal, and not thereafter, file in writing his appeal to the city council. Such appeal must be addressed to the mayor and city council and be received in the office of the city secretary within such ten-day period. Upon timely receipt of such

appeal, a date will be set by the city council for a hearing thereon, such date to be not later than 30 days after receipt of such appeal by the city secretary. After hearing all parties to the appeal, the city council may affirm, modify or reverse the action of the director in refusing such permit, but any action taken by city council must be in accordance with the provisions of this article.

(Ord. No. 02-1184, § 1(Exh. A), 12-18-02)

**Secs. 9-227—9-314. Reserved.**